

State of South Dakota

EIGHTY-THIRD SESSION LEGISLATIVE ASSEMBLY, 2008

786P0619

HOUSE BILL NO. 1251

Introduced by: Representatives Lust, Ahlers, Brunner, Dreyer, Gilson, Gosch, Haverly, Hills, Howie, Kirkeby, McLaughlin, Olson (Ryan), Pederson (Gordon), Turbiville, and Van Etten and Senators McCracken, Dempster, Garnos, Gray, Katus, Knudson, McNenny, Napoli, and Schmidt (Dennis)

1 FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to acquire land and to
2 construct a facility for the Higher Education Center--West River, and to make an
3 appropriation therefor.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. The Board of Regents may contract for the construction, completion, furnishing,
6 equipping, and maintaining of, including heating, air conditioning, plumbing, water, sewer,
7 electric facilities, sidewalks, parking, landscaping, architectural and engineering services, and
8 such other services as may be required to construct a new facility for the Higher Education
9 Center--West River, in Rapid City, Pennington County, at an estimated cost of fifteen million
10 four hundred thirty-eight thousand five hundred dollars.

11 Section 2. There is hereby appropriated from the general fund the sum of fifteen million four
12 hundred thirty-eight thousand five hundred dollars (\$15,438,500), or so much thereof as may
13 be necessary, to the Board of Regents for the purposes authorized by this Act.

14 Section 3. The Board of Regents may accept a donation of a site comprising twelve acres



1 more or less for the Higher Education Center--West River from within a tract described as
2 follows: a tract of land situated in Section 27, Township 2 North, Range 8 East of the Black
3 Hills Meridian, Rapid City, Pennington County, South Dakota, more fully described as follows:
4 commencing at the Section 1/4 Corner common to Sections 27 and 28, thence N67°26'47"W,
5 a distance of 586.94 feet, to the point of beginning. Thence, first course: N89°51'35"W, a
6 distance of 812.52 feet; Thence, second course: N00°08'25"E, a distance of 101.13 feet; Thence,
7 third course: N42°04'51"E, a distance of 200.57 feet; Thence, fourth course: N04°15'17"W, a
8 distance of 139.40 feet; Thence, fifth course: N28°03'24"W, a distance of 124.92 feet, to a point
9 on the southerly edge of Chicago and North Western Railroad Right-of-Way; Thence, sixth
10 course: along the southerly edge of said Railroad Right-of-way, curving to the left, on a curve
11 with a radius of 5779.58 feet, a delta angle of 07°34'45", a length of 764.53 feet, a chord bearing
12 of N58°09'28"E, and chord distance of 763.98 feet; Thence, seventh course: curving to the right,
13 on a curve with a radius of 462.00 feet, a delta angle of 03°55'30", a length of 31.65 feet, a
14 chord bearing of S36°20'35"E, and chord distance of 31.64 feet; Thence, eighth course: curving
15 to the left, on a curve with a radius of 55.00 feet, a delta angle of 77°48'49", a length of 74.70
16 feet, a chord bearing of S24°34'19"E, and chord distance of 69.09 feet; Thence, ninth course:
17 curving to the right, on a curve with a radius of 30.00 feet, a delta angle of 40°07'48", a length
18 of 21.01 feet, a chord bearing of S43°24'49"E, and chord distance of 20.59 feet; Thence, tenth
19 course: curving to the right, on a curve with a radius of 462.00 feet, a delta angle of 23°29'20",
20 a length of 189.40 feet, a chord bearing of S11°36'15"E, and chord distance of 188.08 feet;
21 Thence, eleventh course: S00°08'25"W, a distance of 616.80 feet, to the point of beginning.

22 The authorization granted by this section is contingent upon the preparation of a plat of the
23 tract to be donated and delivery of an instrument of transfer that can be recorded.

24 Section 4. Notwithstanding the limitations of § 5-2-1, and using other funds at its disposal,

1 the Board of Regents may buy an option or a right of first refusal to purchase contiguous lands
2 comprising approximately nineteen acres, provided that no purchase or other acquisition may
3 take place without the prior authorization of the Legislature first obtained.

4 Section 5. The Board of Regents may accept, transfer, and expend any property or funds
5 obtained for these purposes from federal sources, gifts, contributions, or any other source, all
6 of which shall comprise a special fund for the benefitted project and all moneys deposited into
7 that fund are hereby appropriated to the projects authorized by this Act.

8 Section 6. The design and construction of the facilities approved by this Act shall be under
9 the general supervision of the Bureau of Administration as provided in chapter 5-14.

10 Section 7. The commissioner of the Bureau of Administration and the executive director of
11 the Board of Regents shall approve vouchers and the state auditor shall draw warrants to pay
12 expenditures authorized by this Act.